

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANTHONY OLIPHANT, JR.,

Defendant.

Case No. 16-CR-65-JPS

ORDER

On April 26, 2016, the defendant, Anthony Oliphant, Jr., was charged in a two-count Indictment, which alleged violations of Title 18, United States Code, Section 2113(a) and (d) and Section 924(c)(1)(A)(ii). (Docket #7). Thereafter, on June 22, 2016, Mr. Oliphant filed a plea agreement resolving the pending charges against him. (Docket #11). Specifically, Mr. Oliphant agreed to enter into a plea of guilty as to Counts One and Two of the Indictment. (Docket 11).

The United States of America and Mr. Oliphant appeared before Magistrate Judge William E. Duffin on July 7, 2016, pursuant to Federal Rule of Criminal Procedure 11. (Docket #14). Mr. Oliphant entered a plea of guilty as to Counts One and Two of the Indictment. (Docket #14). After cautioning and examining Mr. Oliphant under oath concerning each of the subjects mentioned in Rule 11, Magistrate Duffin determined that the guilty plea was knowing and voluntary, and that the offenses charged were each supported by an independent factual basis containing each of the essential elements of the offenses.

Thereafter, Magistrate Duffin filed a Report and Recommendation with this Court, recommending that: (1) Mr. Oliphant's plea of guilty be accepted; (2) that a presentence investigation and report be prepared; and (3)

that Mr. Oliphant be adjudicated guilty and have a sentence imposed accordingly. (Docket #15). Pursuant to General L. R. 72(c) (E.D. Wis.), 28 U.S.C. § 636(b)(1)(B), and Federal Rules of Criminal Procedure 59(b) or 72(b) if applicable, the parties were advised that written objections to that recommendation, or any part thereof, could be filed within fourteen days of the date of service of the recommendation.

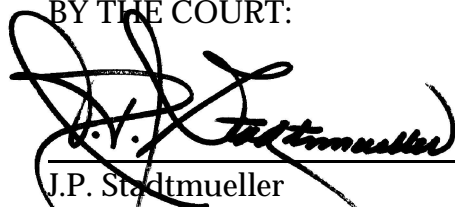
To date, no party has filed such an objection. The Court has considered Magistrate Duffin's recommendation and, having received no objection thereto, will adopt it.

Accordingly,

IT IS ORDERED that Magistrate Judge William E. Duffin's report and recommendation (Docket #15) be and the same is hereby ADOPTED.

Dated at Milwaukee, Wisconsin, this 11th day of August, 2016.

BY THE COURT:



J.P. Stadtmueller  
U.S. District Judge